

UNITED STATES DISTRICT COURT
for the
Western District of Texas

BOOK PEOPLE, INC., VBK, INC. d/b/a BLUE)
WILLOW BOOKSHOP, AMERICAN BOOKSELLERS)
ASSOCIATION, ASSOCIATION OF AMERICAN)
PUBLISHERS, AUTHORS GUILD, INC., COMIC BO)
<i>Plaintiff(s)</i>)
v.)
MARTHA WONG in her official capacity as chair of)
the Texas State Library and Archives Commission,)
KEVEN ELLIS in his official capacity as chair of the)
Texas Board of Education, MIKE MORATH in his offi)
<i>Defendant(s)</i>)

Civil Action No. 1:23-cv-858-DII

SUMMONS IN A CIVIL ACTION

To: (*Defendant's name and address*) Keven Ellis in his official capacity as the chair of the Texas State Board of Education
 1302 South Medford Drive
 Lufkin, Texas 75901

A lawsuit has been filed against you.

Within 21 days after service of this summons on you (not counting the day you received it) — or 60 days if you are the United States or a United States agency, or an officer or employee of the United States described in Fed. R. Civ. P. 12 (a)(2) or (3) — you must serve on the plaintiff an answer to the attached complaint or a motion under Rule 12 of the Federal Rules of Civil Procedure. The answer or motion must be served on the plaintiff or plaintiff's attorney, whose name and address are:

Laura Lee Prather
 laura.prather@haynesboone.com
 Haynes and Boone, LLP
 600 Congress Ave., Suite 1300
 Austin, TX 78701
 (512) 867-8400

If you fail to respond, judgment by default will be entered against you for the relief demanded in the complaint. You also must file your answer or motion with the court.

Date: 07/26/2023



CLERK OF COURT PHILIP J. DEVLIN

Signature of Clerk or Deputy Clerk

Civil Action No. 1:23-cv-858-DII

PROOF OF SERVICE

(This section should not be filed with the court unless required by Fed. R. Civ. P. 4 (l))

This summons for *(name of individual and title, if any)* _____
was received by me on *(date)* _____.

- I personally served the summons on the individual at *(place)* _____
on *(date)* _____; or
- I left the summons at the individual's residence or usual place of abode with *(name)* _____,
a person of suitable age and discretion who resides there,
on *(date)* _____, and mailed a copy to the individual's last known address; or
- I served the summons on *(name of individual)* _____, who is
designated by law to accept service of process on behalf of *(name of organization)* _____
on *(date)* _____; or
- I returned the summons unexecuted because _____; or
- Other *(specify)*:

My fees are \$ _____ for travel and \$ _____ for services, for a total of \$ 0.00 _____.

I declare under penalty of perjury that this information is true.

Date: _____

Server's signature

Printed name and title

Server's address

Additional information regarding attempted service, etc: